IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

TUESDAY, THE 19TH DECEMBER 2006 / 28TH AGRAHAYANA 1928

OP.No. 230 of 1995(B)

PETITIONER:

V. KANAKA BAI, UPPER PRIMARY SCHOOL ASSISTANT, EVAN'S UPPER PRIMARY SCHOOL, PARASSALA.

BY ADV. SRI.PIRAPPANCODE V.SREEDHARAN NAIR

RESPONDENTS:

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1. **DEPUTY DIRECTOR (EDUCATION), THIRUVANANTHAPURAM.**
2. **THE MANAGER, EVAN'S UPPER PRIMARY, SCHOOL, PARASSALA.**
3. **THE HEAD MASTER, EVAN'S UPPER PRIMARY SCHOOL, PARASSALA.**
4. **DISTRICT EDUCATIONAL OFFICER, NEYYATTINKARA.**
5. **ASSISTANT EDUCATIONAL OFFICER, PARASSALA.**

BY GOVERNMENT PLEADER
SRI.N.MADHAVAN
SRI.M.V.RAMACHANDRAN THAMPI
SMT.V.P.SEEMANDINI
SRI.GOVIND K.BHARATHAN

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 18/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH, J.

O.P. NO. 230 OF 1995

Dated this the 19th day of December, 2006

J U D G M E N T

The writ petition is filed with the following prayers:-

> "(i) To issue a writ of certiorari or any other appropriate writ, order or direction calling for the records leading to Exts. P1 and P3 and quash them.
>
> (ii) To issue a writ of mandamus or any other appropriate writ, order or direction commanding the respondents 1,2 and 3 permit the petitioner to continue in service of the 2nd respondent Evan's U.P. School, Parassala as if Exts.P1 and P3 were never issued at all."

There was an interim order staying the operation of the impugned orders in C.M.P. N0.430/95. Since the petitioner has retired from service, the writ petition is disposed of in terms of the interim order making it clear that in case the petitioner has still any grievance left it will be open to the petitioner to pursue the same in appropriate proceedings.

KURIAN JOSEPH, JUDGE

vps

KURIAN JOSEPH, JUDGE

OP NO.230/95

JUDGMENT

19th DECEMBER, 2006